

APR 15 2004

OFFICIAL

Attorney Docket: CH2M.13

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT:	CONSTANTINE	}	
SERIAL NO.:	09/976,678		EXAMINER: CONSTANTINE
FILED:	OCTOBER 12, 2001		ART UNIT: 1724
TITLE:	METHOD AND APPARATUS TO ACHIEVE YEAR ROUND NITRIFICATION AT LOW SOLIDS RETENTION TIMES		CONFIRMATION NO.: 1065

VIA FACSIMILE ONLY
703-872-9306

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

**PETITION FOR WITHDRAWAL FROM ISSUE TO PERMIT
CONSIDERATION OF AN INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.97 IN A REQUEST FOR CONTINUED EXAMINATION
UNDER 37 C.F.R. § 1.114 (37 C.F.R. § 1.313(c)(2))**

Applicant hereby petitions for the withdrawal of this application from issue. The issue fee was paid on February 2, 2004.

The reason for petitioning for withdrawal from issue of this application is for consideration of relevant prior art in the request for continued examination which was inadvertently not included in an earlier submitted Information Disclosure Statement and prior art which was identified in the preparation of an unrelated application on or about April 12, 2004.

An Information Disclosure Statement containing this art is being filed under separate cover along with a request for continued examination under 37 C.F.R. § 1.114(a)(1). A copy of the request for continued examination and form PTO-1449 is being transmitted herewith.


37 CFR 1.8
CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office facsimile No 703-872-9306 on April 4, 2004.

Signature: 
Name: Elizabeth A. McArthur

The undersigned hereby authorizes the charge of the petition fee under 37 CFR §1.17(i) in the amount of \$130.00 and any deficiency of fees submitted herewith to be charged to deposit account No. 19-5117.

Respectfully submitted,



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TO: Office of Petitions
COMPANY: Patent Office
FACSIMILE #: 703-872-9306
FROM: Thomas D. Bratschun
DATE: April 15, 2004

Number of pages, including cover page 19 Faxed _____

Please call Elizabeth at (303) 268-0066 if you do not receive all pages or have trouble receiving this transmission.

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